

REMARKS

Claims 1-22 are subject to a restriction requirement. The examiner requires the election of a single disclosed species for prosecuted on the merits. The examiner states that currently there are no generic claims.

The examiner states that the application contains claims directed to the following patentably distinct species of the claimed invention:

Specie 1: Figures 1-3

Specie 2: Figures 4 and 5

Specie 3: Figures 12-15

Specie 4: Figures 21-24

Specie 5: Figures 25-27

Additionally, the examiner requires further election of sub-specie as follows:

Sub-Specie 1: Figures 6-8

Sub-Specie 1: Figure 9

And if Specie 1 is elected, further election of sub-specie is required as follows:

Sub-Specie 1: Figure 10

Sub-Specie 1: Figure 11

Applicant has provided above an election of species, an identification of the species that is elected and a listing of all claims readable thereon.

Election of Specie:

Applicant elects to prosecute Specie 2, identified as Figures 4-5.

Election of Sub-Specie:

Applicant elects to prosecute Sub-specie 1 identified as Figure 9.

Identification of Species:

Applicant identifies the elected Specie 2 and Sub-specie 9 as directed to a method for controlling the internal circumference of an anatomic orifice or lumen.

Claims readable upon Elected Specie and Sub-specie:

Applicant identifies the following claims as readable upon the elected species as claims 1-7.

Cancellation of Non-Elected Claims:

Applicant cancels claims 8-22 with traverse. Applicant reserves the right to prosecute the non-elected claims in a divisional application.

CONCLUSION

Applicant believes that the application is now in condition for examination.

Respectfully submitted,

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